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Attorneys for Defendant LG Electronics, U.S.A., Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

KEVIN DROVER, individually and on behalf
 of all others similarly situated;

Plaintiffs,

vs.

LG ELECTRONICS USA, INC.,

Defendant.

Case No. 2:12-cv-00510-JCM-VCF

**STIPULATION AND ORDER TO STAY
 DISCOVERY PENDING RULING ON
 MOTION TO DISMISS SECOND
 AMENDED COMPLAINT**

(Third Request)

The parties hereby stipulate to stay discovery, including the conference, discovery plan and report required by FRCP 26(f) and LR 26-1(d), and initial disclosures under FRCP 26(a), pending this Court's ruling on LG Electronics USA, Inc.'s Motion to Dismiss the Second Amended Complaint ("Motion to Dismiss the SAC") (Doc. 80). Briefing on Defendant's

1 Motion to Dismiss the SAC was completed on September 25, 2014 (Doc. 84). On October 7,
2 2014, the Court entered a minute order ordering the parties to file a discovery plan and
3 scheduling order by October 17, 2014 (Doc. 85).

4 The Court granted the parties' previous two requests to stay discovery during the
5 pendency of Defendant's first motion to dismiss (Doc. 43) and Defendant's subsequent motion
6 for reconsideration (Doc. 54). The parties respectfully request that the stay of all discovery be
7 extended during the pendency of Defendant's Motion to Dismiss the SAC in the interests of
8 efficiency.

9 In the event that Defendant's Motion to Dismiss the SAC is denied, the parties agree
10 that Defendant will file an Answer not less than (30) days after the Court enters an order on the
11 Motion. The parties agree to conduct the conference required by FRCP 26(f) no later than thirty
12 (30) days after Defendant files an Answer, and to submit the discovery plan and scheduling order
13 required by FRCP 26(f) and LR 26-1(d) no later than fourteen (14) days after the Rule 26(f)
14 conference. By executing this stipulation, the parties are not waiving their objections regarding
15 whether and to what extent discovery may be permissible in this action.

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The undersigned represent this stipulation is not intended for purposes of delay.

DATED this 9th day of October, 2014.

McDONALD CARANO WILSON LLP

BAILEY KENNEDY

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IT IS SO ORDERED:

UNITED STATES MAGISTRATE JUDGE

DATED: _____

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